

House Concurrent Resolution 10 - Introduced

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H.C.R. _____ S.C.R. _____

1 1 HOUSE CONCURRENT RESOLUTION NO. ____
1 2 BY JOCHUM, ABDUL-SAMAD, BOAL, DRAKE, GASKILL,
1 3 GIPP, GREINER, JACOBS, JACOBY, KAUFMANN, LENSING,
1 4 L. MILLER, QUIRK, RAECKER, REASONER,
1 5 REICHERT, ROBERTS, SHOMSHOR, T. TAYLOR,
1 6 WENDT, WESSEL-KROESCHELL, and WHITEAD
1 7 A Concurrent Resolution requesting that the
1 8 legislative council create a study committee
1 9 relating to open meetings and public records laws
1 10 in Iowa.
1 11 WHEREAS, concern has been raised about whether
1 12 Iowa's open meetings law, Code chapter 21, and Iowa's
1 13 public records law, Code chapter 22, and related Code
1 14 sections have been consistently and uniformly
1 15 interpreted and applied by various public bodies and
1 16 public officials; and
1 17 WHEREAS, such issues are in need of further
1 18 examination and analysis by the general assembly; NOW
1 19 THEREFORE,
1 20 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE
1 21 SENATE CONCURRING, That the legislative council is
1 22 requested to establish an interim study committee for
1 23 the 2007 interim to recommend Code revisions relating
1 24 to Code chapters 21 and 22 and to include any
1 25 necessary revisions to Code chapter 305, Iowa's state
1 26 archives and records Act; and
1 27 BE IT FURTHER RESOLVED, That the study committee
1 28 shall consist of 10 members of both political parties
1 29 from both houses of the general assembly and the
1 30 following ex officio, nonvoting members: a professor
2 1 from the university of Iowa and an attorney from the
2 2 Iowa attorney general's office, both with expertise in
2 3 the areas of open meetings and public records laws,
2 4 and one representative each from the office of the
2 5 citizens' aide, the Iowa newspaper association, the
2 6 Iowa civil liberties union, the Iowa association of
2 7 counties, the Iowa league of cities, the Iowa
2 8 association of school boards, the Iowa freedom of
2 9 information council, and the judicial branch. The
2 10 committee shall meet for a total of five days.
2 11 BE IT FURTHER RESOLVED, That the interim study
2 12 committee consider and make recommendations concerning
2 13 Code chapters 21, 22, and 305, and recommend any
2 14 necessary technical, practical, and policy revisions,
2 15 including revisions relating to information security
2 16 and privacy, electronic communications, record
2 17 retention procedures and technologies in relation to
2 18 Code chapter 22, enforcement procedures including the
2 19 possibility of creating a regulatory body to enforce
2 20 compliance with Code chapters 21 and 22 by all public
2 21 bodies and public officials, and the possibility of
2 22 creating an educational program for custodians of
2 23 public records and members of all covered bodies.
2 24 BE IT FURTHER RESOLVED, That the interim study
2 25 committee shall submit a report of its findings and
2 26 recommendations, including any proposed legislation,
2 27 to the general assembly on or before January 7, 2008.
2 28 LSB 2876HH 82
2 29 rh:rj/je/5